

Pro Se 1 (Rev. 09/16) Complaint for a Civil Case

UNITED STATES DISTRICT COURT

for the

District of Massachusetts

Andrew R McDonald

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

USPS

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Case No.

18-12144

(to be filled in by the Clerk's Office)

Jury Trial: (check one)



Yes



No

U.S. DISTRICT COURT
DISTRICT OF MASS.

2018 OCT 12 PM 3:45

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IN CLERK'S OFFICE

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Andrew R McDonald

Street Address

812 Heights At Cape Ann

City and County

Glovesh...

State and Zip Code

Mass 01930

Telephone Number

978-879-8568

E-mail Address

Drew8315@comcast.net

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

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Defendant No. 1

Name USPS
 Job or Title (if known) Supervisor
 Street Address Pine Street
 City and County Burlington, Chittenden
 State and Zip Code VT 05401
 Telephone Number _____
 E-mail Address (if known) _____

Defendant No. 2

Name USPS
 Job or Title (if known) Maintenance Supervisor
 Street Address _____
 City and County ~~Veterans~~ Shrewsbury Worcester
 State and Zip Code Ma
 Telephone Number _____
 E-mail Address (if known) _____

Defendant No. 3

Name USPS
 Job or Title (if known) Boston Main Plant Maintenance Supervisor
 Street Address 1 Dorchester Ave
 City and County Boston, Suffolk
 State and Zip Code Mass
 Telephone Number _____
 E-mail Address (if known) _____

Defendant No. 4

Name Megan J Brennan
 Job or Title (if known) Postmaster General
 Street Address 1 Dorchester Ave
 City and County Boston Suffolk
 State and Zip Code Ma
 Telephone Number _____
 E-mail Address (if known) _____

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? *(check all that apply)*



Federal question



Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

Discrimination

B. If the Basis for Jurisdiction Is Diversity of Citizenship**1. The Plaintiff(s)****a. If the plaintiff is an individual**

The plaintiff, *(name)* _____, is a citizen of the State of *(name)* _____.

b. If the plaintiff is a corporation

The plaintiff, *(name)* _____, is incorporated under the laws of the State of *(name)* _____, and has its principal place of business in the State of *(name)* _____.

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

2. The Defendant(s)**a. If the defendant is an individual**

The defendant, *(name)* _____, is a citizen of the State of *(name)* _____. Or is a citizen of *(foreign nation)* _____.

III Statement of claim

I tried to get a job with USPS in Vermont but Supervisor the guy the interview me said you have skills but not taking u because of your gap in resume, I don't know if this is against Vermont law where employer doesn't have to give u if you have skills but resume has gaps.

So then I try again in mass and the Worcester plant refuse to let me work at Worcester plant after I accept job offer and said I don't want you to commute from the Boston area even if I was able and willing to.

So because of that a opening open up in Boston and because I asked for reasonable accommodations he said get info and don't come back or show up or call and only give the info first to him then call to say to give to Medical dept.

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b. If the defendant is a corporation

The defendant, (name) _____, is incorporated under the laws of the State of (name) _____, and has its principal place of business in the State of (name) _____.

Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) _____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy-the amount the plaintiff claims the defendant owes or the amount at stake-is more than \$75,000, not counting interest and costs of court, because (explain):

III.

Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

I got a job with USPS back in yr 2015 and seems post office was trying very hard not to have me work for them by saying plant too far on no need for an interview then when I got place at carrier in Boston because I asked for reasonable accommodations they found a way to get me to leave.

IV.

Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

I feel like a loser cannot get a job that pays good to get me off govt programs and it causes me stress and emotional stress and asking for damages. I do see a shrink presently and the USPS has been the number one topic causing my stress.

V. Certification and Closing

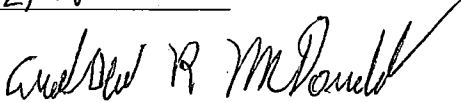
Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10/12/18

Signature of Plaintiff

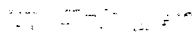


Printed Name of Plaintiff

Andrew R McDonald**B. For Attorneys**

Date of signing: _____

Signature of Attorney



Printed Name of Attorney

Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address